

REMARKS

The Petitions Examiner is thanked for the courtesies extended to Applicant's representative during a telephone conversation on December 5, 2003. In accordance with the comments provided on December 5, 2003, Applicant respectfully requests reconsideration of the present application.

By this Request, Applicant submits herewith a Second Declaration of Lothar E.S. Budike, Jr., as well as Exhibits A-D, which provide support for the statements contained in the Second Declaration, to properly respond to the Dismissal mailed by the Patent Office on August 5, 2002.

In view of the above, the present application is in condition for continued examination. Accordingly, the Examiner is requested to pass this application to the appropriate art unit for examination.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. § 1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911. A duplicate copy of this sheet is enclosed.

Dated: December 8, 2003

Respectfully submitted,

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